

BUCKNELL STEHLIK SATO & STUBNER, LLP

2003 Western Avenue, Suite 400

Seattle, Washington 98121

(206) 587-0144 • fax (206) 587-0277

Honorable Franklin D. Burgess

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON, AT TACOMA

AT&T CORP. and ALASCOM, INC., d/b/a
AT&T Alascom, Inc.,

Plaintiffs,

vs.

DAVID W. WALKER, DONALD J.
SCHROEDER, and TERRY A. GUNSEL,

Defendants.

TERRENCE J. DONAHUE, Trustee for the
Chapter 7 Bankruptcy Estate of PT Cable, Inc.,

Plaintiff-in-Intervention,

vs.

THE CARLYLE GROUP, L.P., a.k.a. The
Carlyle Group, et al.;

Defendants-in-Intervention.

NO. C04-5709FDB

**STIPULATED ORDER
DISMISSING TRUSTEE'S
COMPLAINT IN INTERVENTION**

**NOTE FOR CONSIDERATION:
UPON FILING**

The parties to this action, by and through their respective counsel by signature below, hereby stipulate that the Complaint in Intervention filed by plaintiff-in-intervention Terrence J. Donahue ["Trustee"] shall be dismissed with prejudice and without fees or costs to any party, pursuant to a settlement of this action, approved by final order dated December 14, 2006 of the United States

Stipulated Order Dismissing Trustee's
Complaint in Intervention - 1

BUCKNELL STEHLIK SATO & STUBNER, LLP

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Seattle, Washington 98121

(206) 587-0144 • fax (206) 587-0277

1 Bankruptcy Court, W.D. Washington at Tacoma, in *In re PT Cable, Inc.*, case no. 05-42265.

2 DATED: January 5, 2007

3 /s/ by Edwin K. Sato, WSBA # 13633

4 _____
5 Jerry N. Stehlik, WSBA # 13050
6 Bucknell Stehlik Sato & Stubner, LLP
7 2003 Western Avenue, Suite 400
8 Seattle, WA 98121
9 Telephone: (206) 587-0144
10 Facsimile: (206) 587-0277
11 E-mail: jstehlik@bsss-law.com
12 Attorneys for plaintiff-in-intervention Terrence J. Donahue

13 DATED: January 5, 2007

14 /s/ by Edwin K. Sato per e-mail authorization 1/2/07

15 _____
16 Eric B. Martin, WSBA # 32896
17 Davis Wright Tremaine, LLP
18 1501 Fourth Avenue, Suite 2600
19 Seattle, WA 98101
20 Telephone: (206) 622-3150
21 Facsimile: (206) 628-7699
22 E-mail: ericbmartin@dwt.com
23 Attorneys for plaintiffs AT&T Corp. and Alascom, Inc.

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34 Stipulated Order Dismissing Trustee's
35 Complaint in Intervention - 2

BUCKNELL STEHLIK SATO & STUBNER, LLP

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1 DATED: January 5, 2007

2 /s/ by Edwin K. Sato per e-mail authorization 1/4/07

3 _____
4 Todd W. Rosencrans, WSBA # 26551
5 Perkins Coie LLP
6 1201 Third Avenue, Suite 4800
7 Seattle, WA 98101-3099
8 Telephone: (206) 359-8000
9 Facsimile: (206) 359-9000
10 E-mail: TRosencrans@perkinscoie.com
11 Attorneys for defendants-in-intervention
12 Neptune Communications, LLC; Neptune Global
13 Systems, LLC (U.S.); David W. Walker and Jane Doe Walker;
14 Donald J. Schroeder and Jane Doe Schroeder; and Terry A.
15 Gonsel and Jane Doe Gonsel

11 DATED: January 5, 2007

12 /s/ by Edwin K. Sato per e-mail authorization 1/4/07

13 _____
14 Anthony J.W. Gewald, WSBA # 8121
15 Lasher Holzapfel Sperry & Ebberson, P.L.L.C.
16 2600 Two Union Square
17 601 Union Street
18 Seattle, WA 98101-4000
19 Telephone: (206) 624-1230
20 Facsimile: (206) 340-2563
21 E-mail: gewald@lasher.com
22 Attorneys for defendants-in-intervention
23 The Carlyle Group L.P. aka The Carlyle Group;
24 C/S Venture Investors, L.P.; Carlyle U.S. Venture
25 Partners, L.P.; Carlyle Venture Partners, L.P.; Carlyle
26 Venture Coinvestment, L.L.C.; Brooke B. Coburn and
27 Jane Doe Coburn; William E. Conway, Jr. and Jane Doe
28 Conway; and Richard G. Darman and Jane Doe Darman

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27 Stipulated Order Dismissing Trustee's
28 Complaint in Intervention - 3

BUCKNELL STEHLIK SATO & STUBNER, LLP
2003 Western Avenue, Suite 400
Seattle, Washington 98121
(206) 587-0144 • fax (206) 587-0277

1 DATED: January 5, 2007

2 /s/ by Edwin K. Sato per e-mail authorization 1/4/07

3 _____
Gregory J. Murphy, WSBA # 16184
4 Law Offices of Gregory J. Murphy, P.S.
201 St. Helens Avenue
5 Tacoma, WA 98402-2519
Telephone: (253) 572-3688
6 Facsimile: (253) 572-9588
E-mail: gmurphy@murphy-legal.com
7 Attorney for defendant-in-intervention
8 Neptune Communications, LLC

9 DATED: January 5, 2007

10 /s/ by Edwin K. Sato per e-mail authorization 1/2/07

11 _____
Rodney L. Umberger, Jr., WSBA # 24948
12 Williams, Kastner & Gibbs PLLC
601 Union Street, Suite 4100
13 Seattle, WA 98101-2380
Telephone: (206) 628-6600
14 Facsimile: (206) 628-6611
E-mail: rumberger@wkg.com
15 Attorneys for defendant-in-intervention
16 Kane Reece Associates, Inc.

17 Based upon the foregoing stipulation of the parties and the full and final settlement and
18 release of all claims and defenses asserted with respect to the Trustee's Complaint in Intervention
19 herein, it is hereby
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27 Stipulated Order Dismissing Trustee's
Complaint in Intervention - 4

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